

RESOLUTION NO. 09-163

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 09-26 THAT GRANTED AN ADJUSTMENT ON CONDITION THAT THE OVERSIZED ALUMINUM CARPORT BUILT WITHOUT THE BENEFIT OF A BUILDING PERMIT BE REMOVED AND THE TERRACE BE LEGALIZED WITHIN 180 DAYS, ON PROPERTY LOCATED AT **7174 WEST 2 WAY, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of September 09, 2009, entered a final decision, Decision No. 09-26, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 09-26 granting an adjustment of 15 feet, as to the rear setback, where 25 feet are required, for an open, aluminum-roofed terrace built without the benefit of a building permit, on condition that the oversized aluminum carport built without the benefit of a building permit be removed and the terrace be legalized within 180 days. The property located at 7174 West 2 Way, Hialeah, Florida, zoned R-3 (Multiple Family District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 13th day of October, 2009.


Carlos Hernandez
Council President

Attest:

Approved on this 13 day of October, 2009.


Rafael E. Granada, City Clerk


Mayor Julio Robaina

Approved as to form and legal sufficiency:


William M. Grodnick, City Attorney

This is corrected Resolution 09-163. A scrivener's error was reported at the City Council meeting of November 10, 2009.